



~ Agenda ~

Special Town Board Meeting of March 10, 2015 Southampton, New York

I. Call to Order

6:00 PM Meeting called to order on March 10, 2015 at Town Hall - Town Board Room, 116 Hampton Road, Southampton, NY.

Attendee Name	Present	Absent	Late	Arrived
Supervisor Anna Throne-Holst	
Councilman Bradley Bender	
Councilwoman Christine Preston Scalera	
Councilwoman Bridget Fleming	
Councilman Stan Glinka	

II. Public Hearings

- Public Hearing to Amend Chapter 330 (ZONING), ARTICLE XVII (Special Exception Uses) to Add Specific Special Exception Standards Applicable to Uses in Excess of 5,000 Sq. Ft. and Less than 15,000 Sq. Ft.

Adjourned 9/23/2014 6:00 PM, 10/14/2014 1:00 PM, 10/28/2014 6:00 PM, 11/12/2014 1:00 PM, 12/18/2014 11:00 AM, 1/13/2015 1:00 PM, 2/10/2015 1:00 PM, 3/4/2015 2:30 PM

U Vote Record - Motion						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adjourned .. Closed	Anna Throne-Holst	..	..	..	..
	Bradley Bender	..	..	..	..
	Christine Preston Scalera	..	..	..	..
	Bridget Fleming	..	..	..	..
	Stan Glinka	..	..	..	..

- Public Hearing to Amend Various Sections of the Southampton Town Code to Establish Terms, Term Limits and Alternate Members for Various Appointed Boards

Adjourned 2/10/2015 1:00 PM, 3/4/2015 2:30 PM

U Vote Record - Motion						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adjourned .. Closed	Anna Throne-Holst	..	..	..	..
	Bradley Bender	..	..	..	..
	Christine Preston Scalera	..	..	..	..
	Bridget Fleming	..	..	..	..
	Stan Glinka	..	..	..	..

3. Public Hearing on DEIS for the Zone Change Application Entitled "Tuckahoe Center", to Rezone Certain Properties from Highway Business (HB) and Residential Zoning Districts (R-20) to Shopping Center Business (SCB), Hamlet of Tuckahoe

Adjourned 2/3/2015 6:00 PM, 2/10/2015 1:00 PM, 3/4/2015 2:30 PM

ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

4. Public Hearing to Change the Zoning Classification of Certain Parcels Identified as SCTM No's 900-158-3-4, 5 and 6 from Highway Business (HB), to Shopping Center Business (SCB), and a Portion of a Fourth Parcel Identified as SCTM No. 900-158-3-19 which Adjoins the Northeasterly Side of Magee Street from Residential (R-20) to Shopping Center Business (SCB) in the Hamlet of Tuckahoe

Adjourned 3/4/2015 2:30 PM

ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

5. Public Hearing on Residential Planned Development District Pre-Application Entitled "Water Mill Village Townhouses", Water Mill

Adjourned 3/4/2015 2:30 PM

ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

III. Public Portion

IV. Town Board Resolutions

Town Board Resolution 2015-267

Category: Local Laws
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Notice of Adoption: Amend Various Sections of the Southampton Town Code to Establish Terms, Term Limits and Alternate Members for Various Appointed Boards

WHEREAS, the Town Board of the Town of Southampton is considering amending various chapters of the Town Code as it relates to the parameters of service, including term limits, on the Zoning Board of Appeals, the Planning Board, the Conservation Board, the Licensing Review Board, the Architectural Review Board, the Public Safety Commission and the Landmarks and Historic Districts Board; and

WHEREAS, public hearings were held on February 10, 2015 and March 3, 2015, at which time all persons wither for or against the enactment were heard; and

WHEREAS, the proposed amendments to the Southampton Town Code are a Type II Action pursuant to the New York State Quality Review Act (SEQRA) and Chapter 157 of the Southampton Town Code and that no further environmental review is necessary; now therefore be it

RESOLVED, that Local Law No. is hereby adopted which provides as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW amending various chapters of the Town Code as it relates to the parameters of service, including term limits, on the Zoning Board of Appeals, the Planning Board, the Conservation Board, the Licensing Review Board, the Architectural Review Board, the Public Safety Commission and the Landmarks and Historic Districts Board.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

Section 1. Legislative Intent.

While beaches, open spaces and bays are often touted as our greatest resource, Southampton's true value is derived from the skill, talent, commitment and giving nature of its residents. Nowhere is this more apparent than on our various appointed boards. Our Town is fortunate to have been served by hardworking and thoughtful appointed board members over the last several decades. These members have given great time and effort to ensuring that Southampton remains beautiful, safe, prosperous and preserved. The Town Board has deep appreciation for their service.

We are also mindful of the many talented members of our community who wish to serve but have not yet had an opportunity to do so. Each year numerous requests are received from skilled community members, all asking for a place on one of our appointed boards. While to accommodate each is impossible, there is much more we can do to ensure fluidity on our appointed boards, thereby affording greater opportunity to all qualified residents seeking to

serve their community as an appointed board member. The imposition of reasonable term limits on the bulk of our appointed boards, similar to those currently imposed on the Zoning Board of Appeals and the Planning Board, would do much to spur board fluidity and expand opportunities for service. The establishment of alternate board members, who would substitute for a board member in their absence or when they have a conflict of interest, would further expand opportunities for service and provide valuable exposure to a board's procedure for those unfamiliar with its operation. These changes to our law would achieve our important purpose and open the door to board service in a genuine and meaningful way.

Section 2. Amendment to Chapter 19 (Department of Police; Public Safety Commission).

Southampton Town Code Chapter 19 (Department of Police; Public Safety Commission) Section 19-7(A) is hereby amended by adding the underlined words and removing the stricken words as follows:

§19-7. Public Safety Commission established; membership.

- A. The Public Safety Commission is hereby created. The Public Safety Commission shall consist of five members appointed by the Town Board and, to the extent available in the community, shall be representative of the entire Southampton Town community and may be drawn from the following disciplines, such as, but not limited to, law enforcement, local government, business, event planning, emergency medical services, fire safety, and not-for-profit organizations. Public Safety Commission members shall serve for a term of three years, with the exception of the initial term of one of the members which shall be one year, two for two years, and two for three years. Members may serve for more than one term. The Town Board may appoint one additional alternate member to serve where a member is absent or has a conflict of interest. The term of an alternate member shall be one year. The Town Board shall designate one member to serve as Chair of the Public Safety Commission, and the Public Safety Commission may elect to designate a Vice Chairman and Secretary.

Section 3. Amendment to Chapter 143 (Contractors).

Southampton Town Code Chapter 143 (Contractors) Section 143-11(A) is hereby amended by adding the underlined words and removing the stricken words as follows:

§143-11. Licensing Review Board; establishment; function; procedure.

- A. Formation and composition.

- (1) There is hereby established in and for the Town of Southampton a Licensing Review Board consisting of either three or five members, as may be determined from time to time by the Town Board, who shall be appointed for a term of four (4) years, by the Town to serve at the pleasure of the Town Board. In no event shall a member serve for more than two years unless reappointed by the Town Board. To fill the seats of members whose terms are set to expire in 2014, the Town Board shall appoint or re-appoint one individual for a term of one (1) year, one for a term of two (2) years, two for a term of three (3) years and one for a term of four (4) years. All subsequent appointments shall be for a term of four (4) years. The Town Board may appoint one additional alternate member to serve where a member is absent or has a conflict of interest. The term of an alternate member shall be one (1)

year.

Section 4. Amendment to Chapter 325 (Wetlands).

Southampton Town Code Chapter 325 (Wetlands) Section 325-5 is hereby amended by adding the underlined words and removing the stricken words as follows:

§325-5. Conservation Board; Approving Authority.

- A. The Conservation Board, consisting of seven (7) members, was duly constituted and organized by resolution of the Town Board of the Town of Southampton adopted on January 9, 1968, and the same shall continue in existence. All members shall be residents of the Town. To fill the seats of members whose terms are set to expire in 2014, the Town Board shall appoint or re-appoint two individuals for a term of three (3) years and two for a term of two (2) years. All subsequent appointments shall be for a term of four (4) years.
- B. The Town Board may appoint one additional alternate member to serve where a member is absent or has a conflict of interest. The term of an alternate member shall be one year.
- C. The approving authority with respect to applications under this chapter shall be the Conservation Board, except that the Planning Board shall be the approving authority with respect to any application which requires site plan, subdivision or special exception approval. Where the identity of the approving authority is at issue, the Town Board shall designate the approving authority by resolution.

Section 5. Amendment to Chapter 330 (Zoning) Article XVII (Board of Appeals).

Southampton Town Code Chapter 330 (Zoning) Article XVII (Board of Appeals) Section 330-163(A) is hereby amended by adding the underlined words and removing the stricken words as follows:

§330-163. Organization and general procedure.

- A. The Board of Appeals, consisting of seven members, was duly constituted and organized by the Building Zone Ordinance of the Town of Southampton adopted on October 1, 1957, and the same shall continue in existence, and the members thereof and their terms of office shall continue as heretofore established. The method of appointment, terms of office and tenure of its members shall be as prescribed by law herein. The Town Board may appoint one additional alternate member to serve where a member is absent or has a conflict of interest. The term of an alternate member shall be one year.

Section 6. Amendment to Chapter 330 (Zoning) Article XIX (Architectural Review).

Southampton Town Code Chapter 330 (Zoning) Article XIX (Architectural Review) Section 330-169 (A) and (B) is hereby amended by adding the underlined words and removing the stricken words as follows:

§330-169. Board of Architectural Review.

- A. A Board of Architectural Review is hereby created, consisting of five members appointed by the Town Board. Of the original members, one each shall be appointed

for terms of one, two, three, four and five years. All members shall be residents of the Town. All subsequent members shall be appointed for a term of ~~one year~~ four (4) years. To fill the seats of members whose terms are set to expire in 2014, the Town Board shall appoint or re-appoint one individual for a term of one (1) year, one for a term of two (2) years, one for a term of three (3) years, and two (2) for a term of four (4) years. All subsequent members shall be appointed for a term of four (4) years.

- B. The Town Board may appoint one additional alternate member to serve where a member is absent or has a conflict of interest. The term of an alternate member shall be one year.

Section 7. Amendment to Chapter 330 (Zoning) Article XXVIII (Landmarks and Historic Districts and Heritage Resource Areas).

Southampton Town Code Chapter 330 (Zoning) Article XXVIII (Landmarks and Historic Districts and Heritage Resource Areas) Section 330-320 is hereby amended by adding the underlined words and removing the stricken words as follows:

§330-320. Landmarks and Historic Districts Board.

- B. Landmarks and Historic Districts Board members shall serve for a term of ~~three~~ four (4) years, with the exception of the initial term of one of the members which shall be one year, two for two years and two for three years. ~~Members may serve for more than one term.~~ To fill the seats of members whose terms are set to expire in 2014, the Town Board shall appoint or re-appoint two individuals for a term of three (3) years and one (1) individual for a term of four (4) years. All subsequent members shall be appointed for a term of four (4) years. The Town Board may appoint one additional alternate member to serve where a member is absent or has a conflict of interest. The term of an alternate member shall be one year.

Section 8. Amendment to Chapter 330 (Zoning) Article XX (Administration and Enforcement).

Southampton Town Code Chapter 330 (Zoning) Article XX (Administration and Enforcement) Section 330-181(D) is hereby amended by adding the underlined words and removing the stricken words as follows:

§330-181. Applicability of site plan procedure and standards; organization of Planning Board.

- A. [No change]
- B. [No change]
- C. [No change]
- D. The Planning Board, currently consisting of seven members, was s duly constituted and organized Board prior to the Building Zone Ordinance of the Town of Southampton adopted on October 1, 1957, and the same shall continue in existence, and the members thereof and their terms of office shall continue as heretofore established. The Town Board may appoint one additional alternate member to serve where a member is absent or has a conflict of interest. The term of an alternate member shall be one year.

Section 9. Amendment to Chapter 64 (Term Limits).

Southampton Town Code Chapter 64 (Term Limits) is hereby amended by adding the underlined words and removing the stricken words as follows:

§64-5. Conservation Board Members.

Any person who has served as a Conservation Board member for the Town of Southampton for eight (8) consecutive years shall be ineligible to serve as a Conservation Board member for any future term, unless their membership on the Board has ceased for at least four consecutive years immediately following their appointment. The foregoing shall not apply to the term of any member of the Conservation Board appointed in 2015.

§64-6. Architectural Review Board Members.

Any person who has served as an Architectural Review Board member for the Town of Southampton for eight (8) consecutive years shall be ineligible to serve as a Architectural Review Board member for any future term, unless their membership on the Board has ceased for at least four consecutive years immediately following their appointment. The foregoing shall not apply to the term of any member of the Architectural Review Board appointed in 2015.

§64-7. Licensing Review Board Members.

Any person who has served as a Licensing Review Board member for the Town of Southampton for eight (8) consecutive years shall be ineligible to serve as a Licensing Review Board member for any future term, unless their membership on the Board has ceased for at least four consecutive years immediately following their appointment. The foregoing shall not apply to the term of any member of the Licensing Review Board appointed in 2015.

§64-8. Landmarks and Historic Districts Board Members.

Any person who has served as a Landmarks and Historic Districts Board member for the Town of Southampton for eight (8) consecutive years shall be ineligible to serve as a Landmarks and Historic Districts Board member for any future term, unless their membership on the Board has ceased for at least four consecutive years immediately following their appointment. The foregoing shall not apply to the term of any member of the Landmarks and Historic Districts Board appointed in 2015.

SECTION 10. Authority.

The proposed local law is enacted pursuant to Municipal Home Rule Law §§10(1)(ii)(a)(1) and 10(1)(ii)(d)(3).

SECTION 11. Severability.

If any section or subdivision, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

SECTION 12. Effective Date.

This local law shall take effect immediately upon its adoption;

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Adoption:

NOTICE OF ADOPTION

TAKE NOTICE that after a public hearing was held by the Town Board of the Town Board of the Town of Southampton on February 10, 2015, and March 3, 2015, the Town Board of the Town of Southampton adopted Local Law No. of 2015, entitled: "A LOCAL LAW amending various chapters of the Town Code as it relates to the parameters of service, including term limits, on the Zoning Board of Appeals, the Planning Board, the Conservation Board, the Licensing Review Board, the Architectural Review Board, the Public Safety Commission and the Landmarks and Historic Districts Board."

Summary of Local Law

This Local Law installs term limits for service on the Conservation Board, the Licensing Review Board, the Architectural Review Board, the Public Safety Commission and the Landmarks and Historic Districts Board. Moreover, it establishes one alternate member for each of the following boards: the Zoning Board of Appeals, the Planning Board, the Conservation Board, the Licensing Review Board, the Architectural Review Board, the Public Safety Commission and the Landmarks and Historic Districts Board.

Copies of the adopted local law, sponsored by Supervisor Anna Throne-Holst are on file in the office of the Town Clerk, Monday through Friday, from 8:30 A.M. TO 4:00 P.M.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

HISTORY:

03/04/15 Town Board

TABLED

Next: 03/10/15

Financial Impact:

None- Any proposed compensation for Alternate Members shall be established by separate resolution of the Town Board.

Ü Vote Record - Town Board Resolution RES-2015-267					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

V. Closing